

(5:11cv575)

In the instant case, objections to the Report and Recommendation were due by November 20, 2012. Plaintiff has not filed an Objection. The Court finds that the Report and Recommendation is supported by the record, and agrees with the magistrate judge's recommendation.

Accordingly, the Court adopts Magistrate Judge Burke's Report and Recommendation. [ECF No. 51](#). Plaintiff's Federal claims are dismissed without prejudice for failure to exhaust administrative remedies. The Court declines to accept supplemental jurisdiction over Plaintiff's remaining State law claims, and dismisses these claims without prejudice.

The Court certifies, pursuant to [28 U.S.C. § 1915\(a\)\(3\)](#), that an appeal from this decision could not be taken in good faith.

IT IS SO ORDERED.

November 27, 2012
Date

/s/ Benita Y. Pearson
Benita Y. Pearson
United States District Judge